

**Proposed Substitute
Bill No. 6498**

LCO No. 5548

**AN ACT CONCERNING THE TIMELY TRANSFER AND PROCESSING
OF SEXUAL ASSAULT EVIDENCE COLLECTION KITS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (d) of section 19a-112a of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2015*):

4 (d) Each health care facility in the state which provides for the
5 collection of sexual assault evidence shall follow the protocol as
6 described in subsection (b) of this section and, with the consent of the
7 victim, shall collect sexual assault evidence. [The] After the collection
8 of any such evidence, the health care facility shall contact a police
9 department [which] to receive such evidence. Not later than ten days
10 after receipt of such evidence, the police department shall transfer such
11 evidence, [collected pursuant to subsection (b) of this section,] in a
12 manner that maintains the integrity of the evidence, to the Division of
13 Scientific Services within the Department of Emergency Services and
14 Public Protection or the Federal Bureau of Investigation laboratory.
15 [The agency that receives such evidence] The Division of Scientific
16 Services shall analyze such evidence not later than sixty days after
17 receiving such evidence or, if the victim chose to remain anonymous at
18 the time of collection, shall hold [that] such evidence for sixty days

19 after [such collection] receiving such evidence, except that, if the victim
20 reports the sexual assault to the police after the collection of the
21 evidence, the [evidence shall be analyzed] division shall analyze such
22 evidence upon request of the police department that transferred the
23 evidence to [such agency and held by the] the division not later than
24 sixty days after receiving such request. The agency or police
25 department shall hold such evidence until the conclusion of any
26 criminal proceedings. The failure of a police department to transfer
27 such evidence not later than ten days after receiving the evidence, or
28 the Division of Scientific Services to analyze the evidence not later than
29 sixty days after receiving such evidence or receiving such request from
30 such police department, shall not affect the admissibility of such
31 evidence in any suit, action or proceeding if such evidence is otherwise
32 admissible.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>October 1, 2015</i>	19a-112a(d)
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